



US Army Corps
of Engineers®

Public Notice

Public Notice No. **07-60**

Date: **June 25 2007**

Nashville District

Application No. **2007-01048**

Expires: **July 25, 2007**

Please address all comments to:
Nashville District Corps of Engineers, Regulatory Branch
3701 Bell Road, Nashville, TN 37214

JOINT PUBLIC NOTICE
US ARMY CORPS OF ENGINEERS
and
TENNESSEE VALLEY AUTHORITY

SUBJECT: Proposed Community Docks, Riprap, and Boat Ramp at
Becks Branch Embayment, Tennessee River Mile 125.4L,
Kentucky Lake, Decatur County, Tennessee

TO ALL CONCERNED: The application described below has
submitted for a Department of the Army (DA) Permit pursuant
to **Section 10 of the Rivers and Harbors Act of 1899** for the
construction of docks on waters of the United States, and a
Section 404 of the Clean Water Act for discharge of fill
material for riprap and boat ramp; and a Tennessee Valley
Authority (TVA) permit pursuant to **Section 26a of the TVA**
Act.

APPLICANT: Becks Branch, Inc.
890 Pickwick Street
Savannah, Tennessee 38372

LOCATION: Becks Branch Embayment, Tennessee River Mile
125.4, Left Bank, Kentucky Lake, for Riverbreeze Residential
Development, Decatur County, Tennessee (Sugar Tree Quad; lat
35-45-00, lon 88-30-00)

DESCRIPTION: The proposed work consists of the construction
of community docks for Riverbreeze Subdivision. The
proposed work would involve construction of a total of 51
boatslips within community docks for owners of lots within
the subdivision on common lots. Seven separate docks would
be located on private lots adjacent to the water. Thus, a
total of 58 boatslips are proposed within the embayment.
The dock systems would measure 31' long by 10' wide with 3'
walkways. The docks would extend out from the normal summer
pool (NSP) Elevation 359.0 for Kentucky Lake a total of 46'.

All boatslips would be covered and floating.

A boat ramp is proposed to be located on the main river channel. The ramp would measure 16' wide by 100' long, and would extend down to the normal winter pool (NWP) Elevation 354.0'. Riprap is proposed to be placed along approximately 160' of riverbank adjacent to the boat ramp. No bank sloping would be performed in this area except for the boat ramp. Riprap would also be placed for 60' around a point at the mouth of Becks Branch. No dredging is proposed for this project.

The proposed riprap and boat ramp associated with the project has previously been approved for purposes of Section 404 of the Clean Water Act under authority of a DA Nationwide Permits #13 and #36, which became effective on March 19, 2007 [33 CFR 330, Appendix A].

Plans of the proposed work are attached to this notice.

The decision whether to issue a permit will be based on an evaluation of the probable impacts including cumulative impacts of the activity on the public interest. That decision will reflect the national concern for both protection and utilization of important resources. The benefit which reasonably may be expected to accrue from the work must be balanced against its reasonably foreseeable detriments. All factors which may be relevant to the work will be considered including the cumulative effects thereof; among those are conservation, economics, aesthetics, general environmental concerns, wetlands, cultural values, fish and wildlife values, flood hazards, floodplain values, land use, navigation, shore erosion and accretion, recreation, water supply and conservation, water quality, energy needs, safety, food and fiber production, mineral needs, considerations of property ownership, and, in general, the needs and welfare of the people. A permit will be granted unless the District Engineer determines that it would be contrary to the public interest.

The Corps of Engineers is soliciting comments from the public; federal, state, and local agencies and officials; Indian Tribes; and other interested parties in order to consider and evaluate the impacts of this proposed activity. Any comments received will be considered by the Corps of Engineers to determine whether to issue, modify, condition, or deny a permit for this proposal. To make this decision, comments are used to assess impacts on endangered species, historic properties, water quality, general environmental effects, and the other public interest factors listed above.

Comments are used in the preparation of an Environmental Assessment and/or an Environmental Impact Statement pursuant to the National Environmental Policy Act. Comments are also used to determine the need for a public hearing and to determine the overall public interest of the proposed activity.

An Environmental Assessment will be prepared by this office prior to a final decision concerning issuance or denial of the requested Department of the Army Permit.

A field examination of the project area was conducted by TVA Cultural Resource Staff. The shovel testing did not reveal archaeological materials or deposits from the project area. A file search was conducted by the Corps Regulatory Branch Archeologist at the Tennessee Division of Archaeology (TN DOA). Based on the file search conducted at the TN DOA and the survey information gathered by TVA, the Corps has determined that no historic properties are located within the projects area of potential effect and as proposed, the project has no potential to affect National Register of Historic Places listed or eligible properties. This review constitutes the full extent of cultural resources investigations unless comment to this notice is received documenting that significant sites or properties exist which may be affected by this work, or that adequately documents that a potential exists for the location of significant sites or properties within the permit area. Copies of this notice are being sent to the office of the State Historic Preservation Officer.

Based on available information and all work performed above the NWP Elevation 354.0' for Kentucky Lake, the proposed work will not destroy or endanger any Federally-listed threatened or endangered species or their critical habitats, as identified under the Endangered Species Act. Therefore, we have reached a no effect determination and initiation of formal consultation procedures with the U.S. Fish and Wildlife Service is not planned at this time.

Other federal, state, and/or local approvals required for the proposed work are as follows:

Tennessee Valley Authority (TVA) approval is required under Section 26a of the TVA Act for the proposed work. In addition to other provisions of its approval, TVA would require the applicant to employ best management practices to control erosion and sedimentation, as necessary, to prevent adverse aquatic impacts.

The State of Tennessee denied without prejudice 401 certification for the Nationwide Permits for the riprap and boat ramp. Therefore, in order for the Nationwide Permit to be valid, the applicant must obtain an individual water quality certification from the state.

Any person may request, in writing, within the comment period specified in this notice, that a public hearing be held to consider this application. Requests for public hearings shall state, with particularity, the reasons for holding a public hearing.

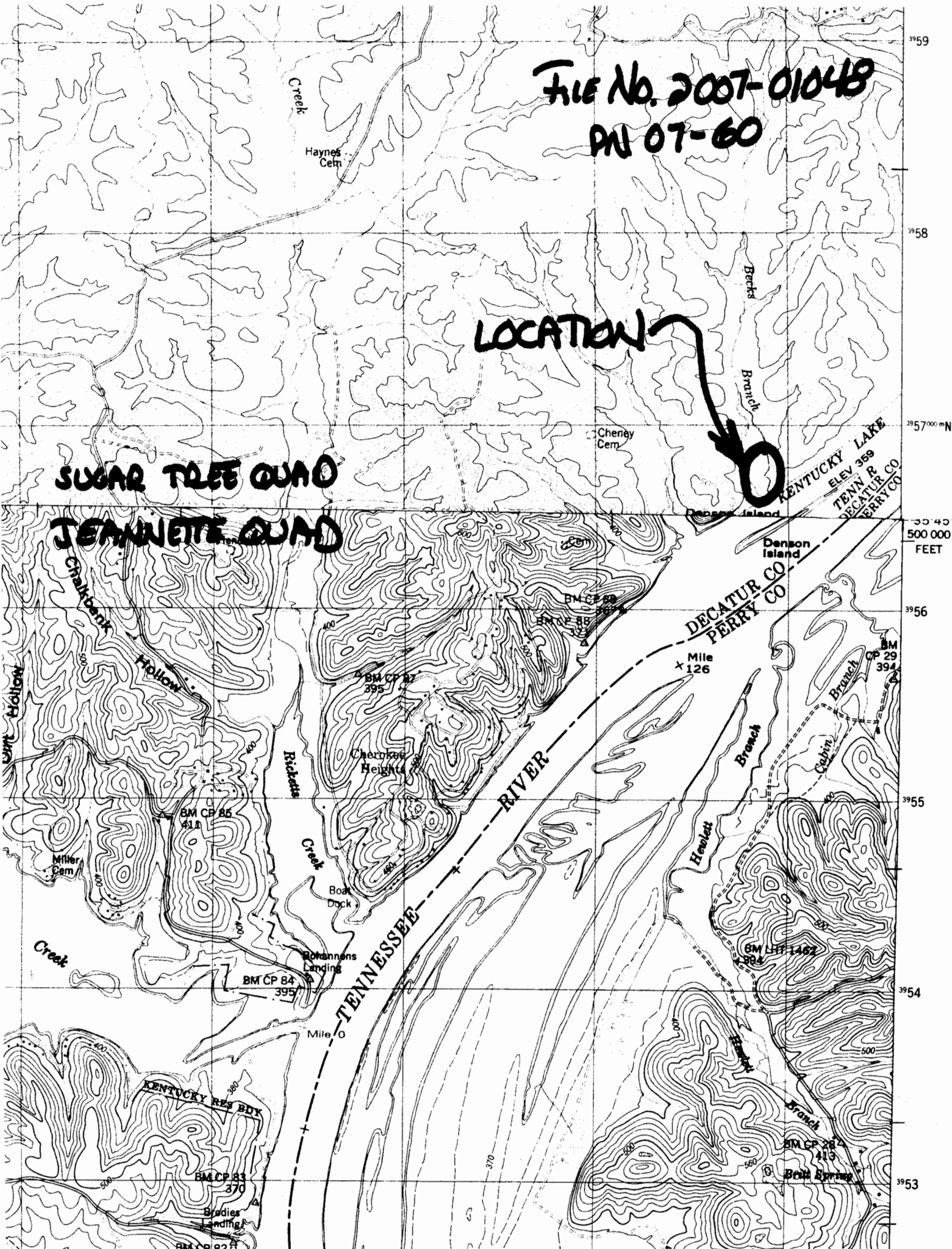
Written statements received in this office on or before **July 25, 2007** will become a part of the record and will be considered in the determination. Any response to this notice should be directed to the Regulatory Branch, Attention: Amy Robinson, at the above address, telephone (615) 369-7509. It is not necessary to comment separately to TVA since copies of all comments will be sent to that agency and will become part of its record on the proposal. However, if comments are sent to TVA, they should be mailed to Mr. Randy Lowe, Tennessee Valley Authority, Kentucky Lake, 2835A East Wood Street, Paris, Tennessee 38242, telephone 731-641-2022.

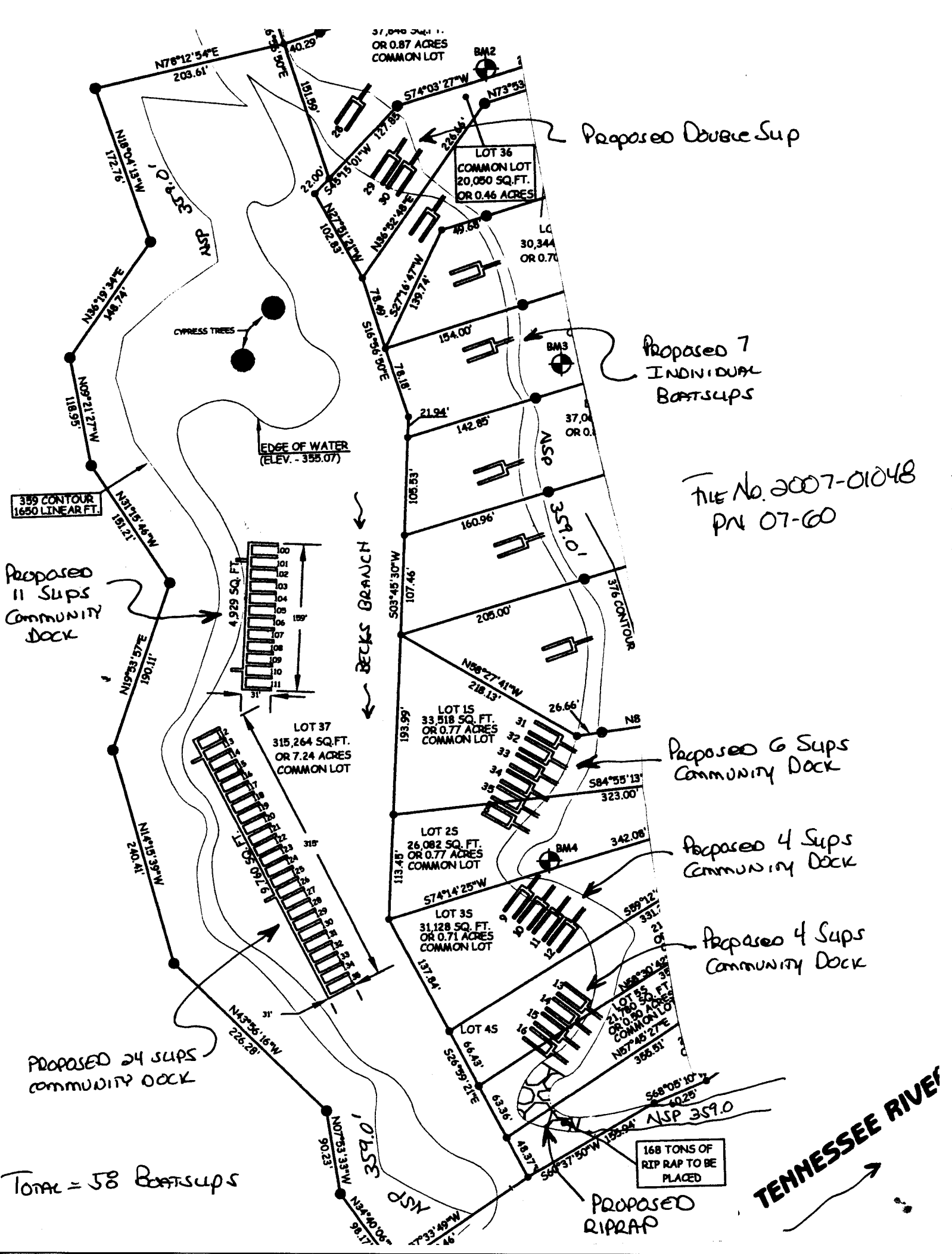
If you received this notice by mail and wish to view all of the diagrams, visit our web site at:
<http://www.lrn.usace.army.mil/cof/notices.htm>, or contact Amy Robinson at the above address or phone number.

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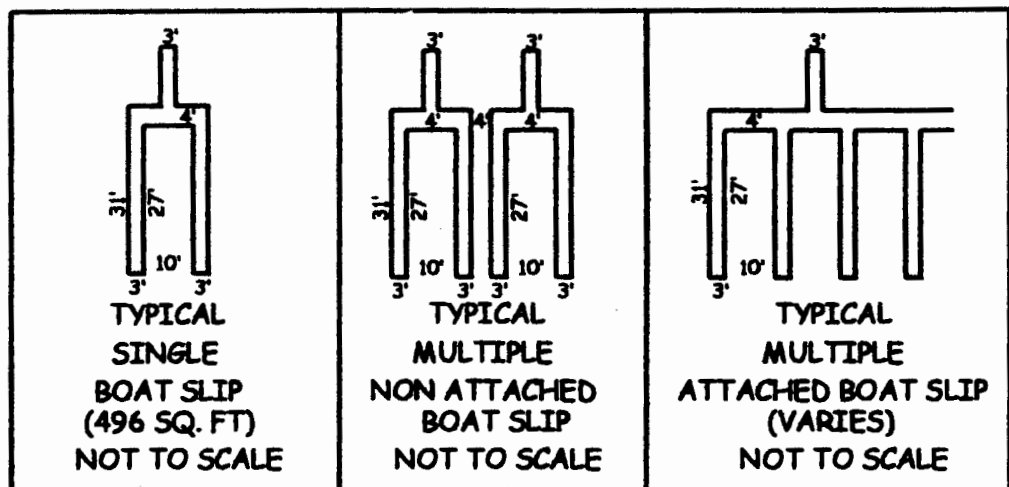
LOCATION

SUGAR TREE QUAD
JEANNETTE QUAD



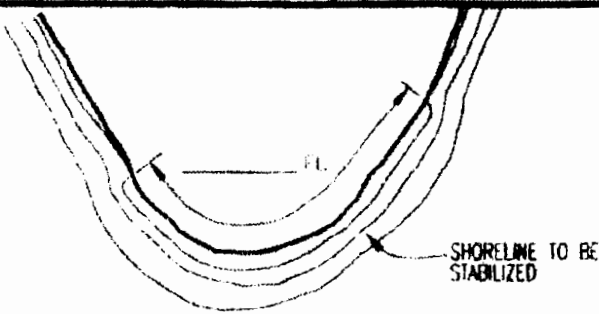


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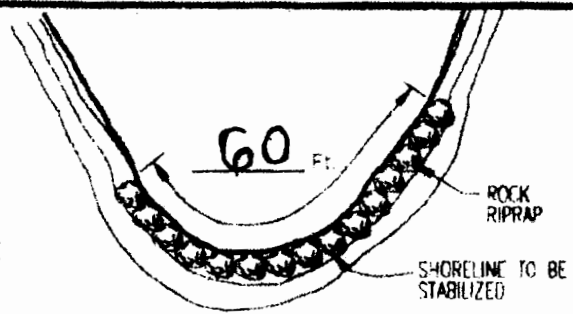


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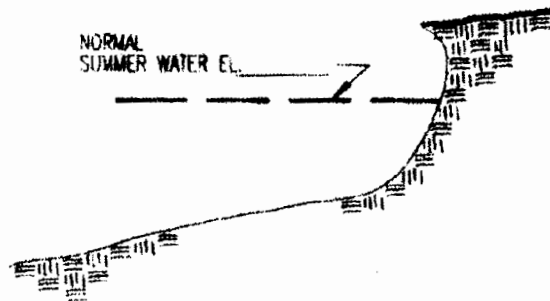
PN 07-60



**PLAN SHOWING
EXISTING SHORELINE**

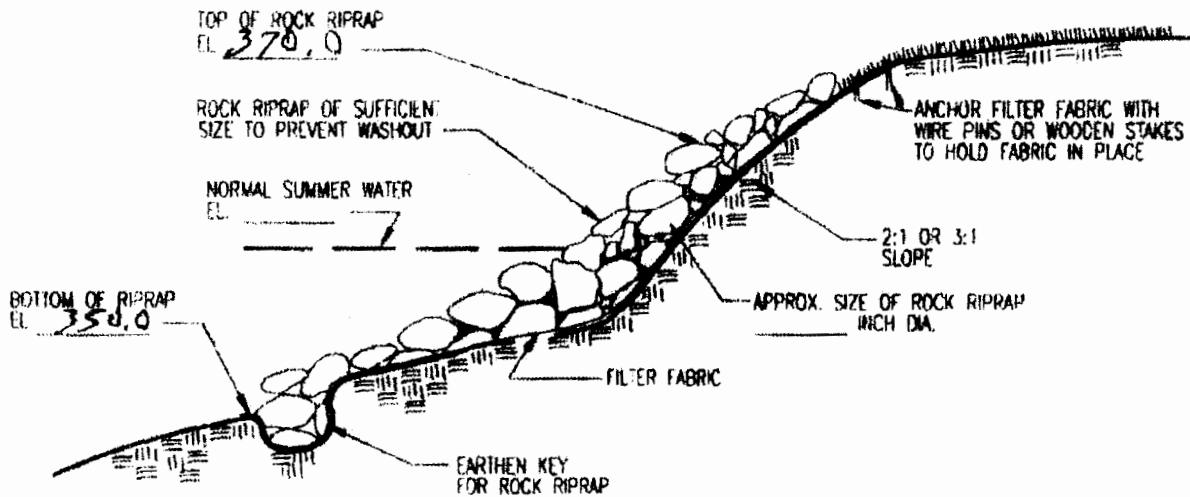


**PLAN SHOWING
STABILIZED SHORELINE**



*RIPRAP AT
MOUTH
OF
CREEK*

SECTION SHOWING EXISTING SHORELINE



SECTION SHOWING STABILIZED SHORELINE

THE NORMAL SUMMER WATER LEVEL IS

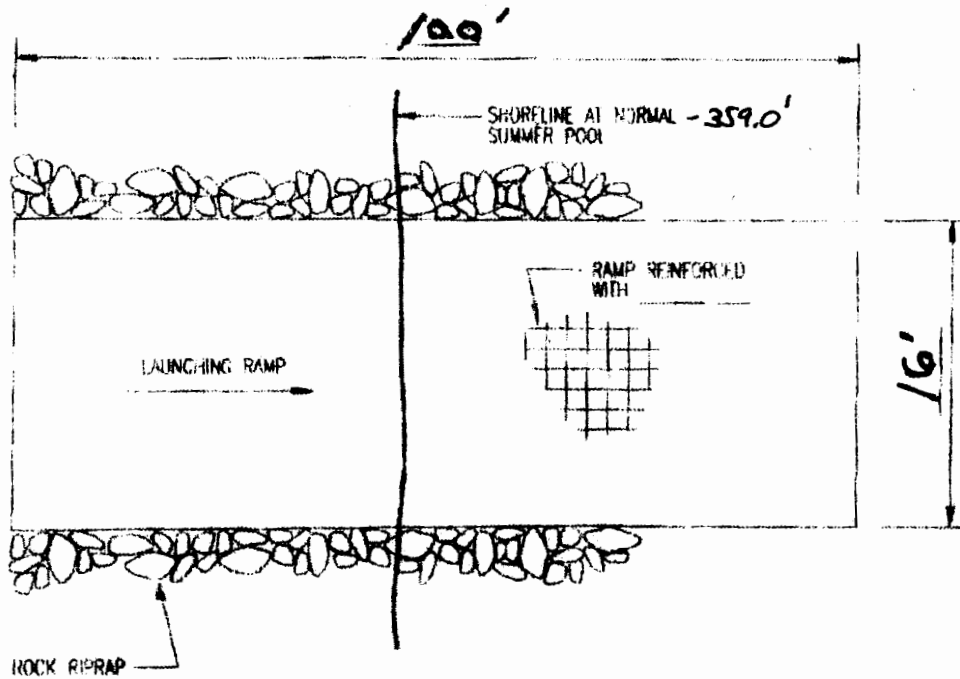
NOTE:

INCLUDE ALL DIMENSIONS AND ELEVATIONS WHERE INDICATED.

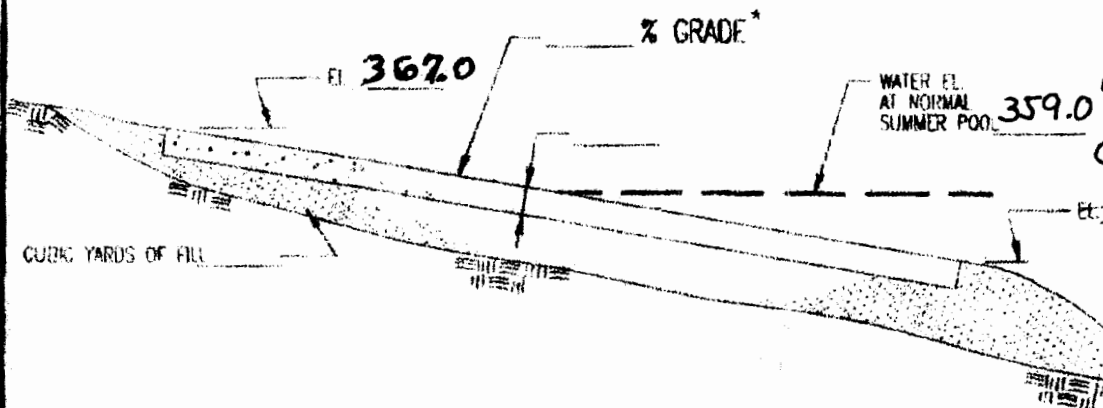
IVM	RESERVOIR NAME:	
	TYPICAL SHORELINE ROCK RIPRAP	
PROJECT LOCATION INFORMATION:		
STREAM NAME	SUBDIVISION NAME <i>Phase II</i>	
RESERVOIR NAME	LOT NUMBER <i>Riverbreeze</i>	
MILE MARKER <i>125.46</i>	MAP NO. <i>ESTATES</i>	
(APPLICANT'S NAME)		

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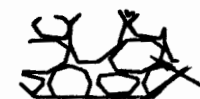
PLAN



SECTION THRU CONCRETE RAMP

CHANGED TO
354.0
by EMAIL
REQUEST
FROM
APPLICANT
ON
5/7/07

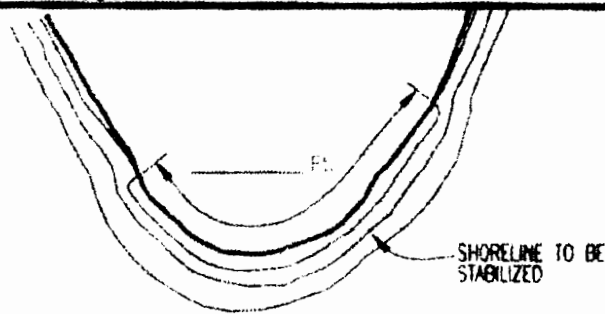
TOP VIEW



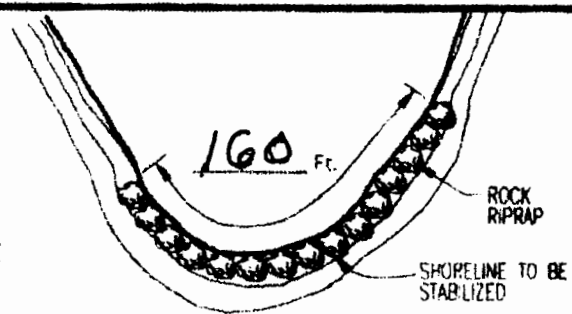
144 TONS OF RIP RAP ON
EACH SIDE OF RAMP
16' X 80' X 6' CONCRETE BOAT RAMP 24 YARDS OF CONCRETE
325 YARDS OF MATERIAL TO BE REMOVED

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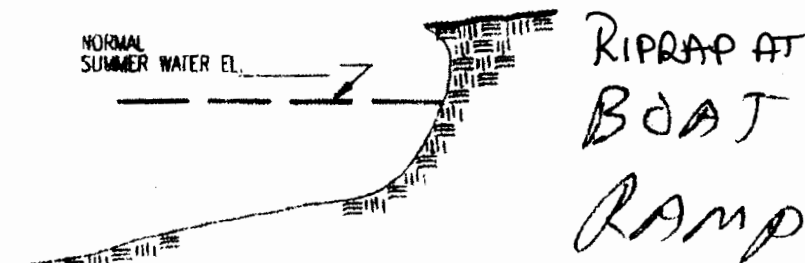
PN 07-60



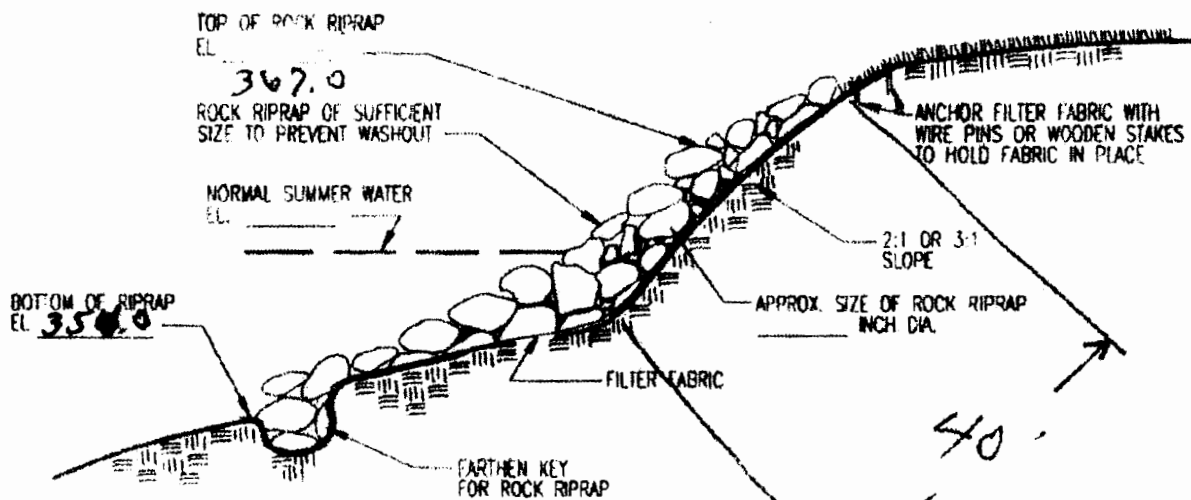
**PLAN SHOWING
EXISTING SHORELINE**



**PLAN SHOWING
STABILIZED SHORELINE**



SECTION SHOWING EXISTING SHORELINE



SECTION SHOWING STABILIZED SHORELINE

THE NORMAL SUMMER WATER LEVEL IS:

NOTE:
INCLUDE ALL DIMENSIONS AND ELEVATIONS
WHERE INDICATED.

IM	RESERVOIR NAME:	
	TYPICAL SHORELINE ROCK RIPRAP	
PROJECT LOCATION INFORMATION:		
STREAM NAME	SUBDIVISION NAME <i>PHASE II RIVERBREEZE</i>	
RESERVOIR NAME	LOT NUMBER <i>ESTATES</i>	
MILE MARKER <i>125.4 L</i>	MAP NO.	
APPLICANT'S NAME		